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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

EPIC GAMES, INC.,  
Plaintiff,  
v.  
APPLE INC.,  
Defendant.

CASE NO. 20-CV-05640-YGR

**JOINT STIPULATION AND [PROPOSED]  
ORDER REGARDING UNRESOLVED  
MOTIONS FOR RELIEF**

The Honorable Yvonne Gonzalez Rogers

1 WHEREAS, on July 24, 2025, the Court entered the Joint Stipulation and Order Regarding  
 2 Unresolved Motions for Relief (Dkt. 1658), staying decision on certain motions seeking relief from  
 3 rulings of Magistrate Judge Hixson (the “Unresolved Motions”) and providing the parties two  
 4 weeks after the Ninth Circuit’s decision on Apple Inc.’s appeal from the Order of April 30, 2025  
 5 (“Apple’s Appeal”) to withdraw any portion of their respective Unresolved Motions or to submit  
 6 supplemental authority relevant to those motions;

7 WHEREAS, Federal Rule of Appellate Procedure 41(b) provides that the court of appeals’  
 8 mandate issues seven days after the time to file a petition for rehearing expires, or seven days after  
 9 the entry of an order denying rehearing, unless the time is shortened or extended, and the mandate  
 10 is effective upon issuance;

11 WHEREAS, the parties agree that the two-week period referenced in the Joint Stipulation  
 12 and Order Regarding Unresolved Motions for Relief should run from the date the Ninth Circuit  
 13 issues its mandate regarding Apple’s Appeal, rather than the date of its decision;

14 **THEREFORE, IT IS STIPULATED AND AGREED THAT:**

15 Within two weeks of the issuance of the Ninth Circuit’s mandate regarding Apple’s  
 16 Appeal, either party may withdraw any portion of its respective Unresolved Motions or submit  
 17 supplemental authority relevant to those Motions based on the Ninth Circuit’s decision.

18  
 19 Dated: December 24, 2025

By: /s/ Sarah M. Ray

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Dated: December 24, 2025

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**ATTESTATION**

I am the ECF user whose identification and password are being used to file the foregoing Stipulation and [Proposed] Order Regarding the Unresolved Motions for Relief. Pursuant to Civil Local Rule 5-1, I attest that all other signatories listed, and on whose behalf the filing is submitted, concur in this filing's content and have authorized such filing.

Dated: December 24, 2025

By: /s/ Sarah M. Ray

**PURSUANT TO THE FOREGOING STIPULATION AND GOOD CAUSE APPEARING,  
IT IS SO ORDERED.**

Dated: \_\_\_\_\_

By: \_\_\_\_\_

THE HONORABLE YVONNE GONZALEZ ROGERS  
United States District Judge